

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

November 30, 2005

DIVISION THREE

B179297 People (Not for Publication)
v.
Bounpraseuth

The section 12022.7 enhancement imposed on count 1 is ordered stricken. The clerk of the superior court is directed to prepare an amended abstract of judgment and forward a copy to the Department of Corrections. In all other respects, the judgment is affirmed.

Aldrich, J.

We concur: Croskey, Acting P.J.
 Kitching, J.

B171847 People (Not for Publication)
v.
Andreas

The judgment is affirmed. The petition for writ of habeas corpus is denied.

Aldrich, J.

We concur: Croskey, Acting P.J.
 Kitching, J.

DIVISION FOUR

[illegible]

The judgment is affirmed.

Hastings, J.

We concur: Epstein, P.J.
Curry, J.

B170693 People (Not for Publication)
v.
Torres

The sentence in count 4 is stayed and in all other respects the judgment is affirmed.

Hastings, Acting P.J.

We concur: Curry, J.
Willhite, J.

[illegible]

The judgment is affirmed.

Epstein, P.J.

We concur: Hastings, J.
Curry, J.

DIVISION FOUR (Continued)

B176739 People (Certified for Partial Publication)
v.
Maldonado and Hernandez

The enhancements under section 186.22, subdivision (b)(1) are stricken. Otherwise, the judgments are affirmed. The case is remanded to the trial court for resentencing.

Willhite, J.

We concur: Hastings, Acting P.J.
Curry, J.

B177443 People (Not for Publication)
v.
Roman

The judgment is reversed as to counts 1, 3, 5 and 8; the sentence on count 4 is vacated; and the cause is remanded for further proceedings and resentencing. In all other respects, the judgment is affirmed.

Epstein, P.J.

We concur: Hastings, J.
Willhite, J.

B179758 People (Not for Publication)
v.
Nguyen

The judgment is affirmed.

Curry, J.

We concur: Hastings, Acting P.J.
 Willhite, J.

DIVISION FOUR (Continued)

B173182 People v. Clark (Not for Publication)
B180650 In re Clark on Habeas Corpus

The judgment is affirmed. The petition for writ of habeas corpus filed January 27, 2005, has been read and considered. The petition is denied for failure to state sufficient facts demonstrating entitlement to the relief requested. (See *In re Clark* (1993) 5 Cal.4th 750, 782-783, 785; *People v. Pope* (1979) 23 Cal.3d 412, 425.).

Hastings, J.

We concur: Epstein, P.J.
 Curry, J.

B176756 People v. Delgado (Not for Publication)
B182319 In re Delgado on Habeas Corpus

The order denying defendant's motion for coram nobis relief is affirmed. His petition for habeas corpus is denied.

Epstein, P.J.

We concur: Hastings, J.
 Curry, J.

B184234 Keith F. (Not for Publication)
 v.
 Superior Court, Los Angeles County
 (Los Angeles County Department of Children and Family Services, r.p.i.)

The petition is denied.

Epstein, P.J.

We concur: Hastings, J.
 Curry, J.

DIVISION FOUR (Continued)

B184223 Los Angeles County, D.C.F.S. (Not for Publication)
 v.
 Gerald P., Sr.

The order terminating father's parental rights is affirmed.

Willhite, J.

We concur: Hastings, Acting P.J.
 Curry, J.

B182339 Los Angeles County, D.C.F.S. (Not for Publication)
 v.
 Rudy S.

The orders of the juvenile court are affirmed.

Curry, J.

We concur: Hastings, Acting P.J.
 Willhite, J.

B179490 In re the Marriage of Susan and Humberto Martinez (Not for Publication)
 Jay Wieck, as Trustee, etc.
 v.
 Martinez

The order of November 10, 2004, as clarified on December 27, 2004, is reversed and the matter is remanded to the family court for proceedings consistent with this opinion.

Hastings, Acting P.J.

We concur: Curry, J.
 Willhite, J.

DIVISION FOUR (Continued)

B181773 Audio Sports, Inc. et al. (Not for Publication)
v.
Farmers Insurance Exchange

The order is reversed, and the case is remanded to the superior court for proceedings regarding respondent's motion to strike. Each party to bear its own costs on appeal.

Epstein, P.J.

We concur: Curry, J.
Willhite, J.

DIVISION SIX

B180931 People
v.
Marchand

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

B182794 People (Not for Publication)
v.
Gilliam

The judgment is affirmed.

Gilbert, P.J.

We concur: Yegan, J.
Coffee, J.

November 30, 2005 (Continued)

DIVISION SIX (Continued)

B183348 Ventura Co. Human Services Agency (Not for Publication)
v.
Kimberly S.
In re Breanna S., a Person Coming Under the Juvenile Court Law.

The judgment is affirmed.

Gilbert, P.J.

We concur: Coffee, J.
Perren, J.

B179889 People (Not for Publication)
v.
Morales

We order the abstract of judgment corrected to conform to the trial court's oral judgment. The trial court shall prepare an amended abstract and forward it to the Department of Corrections. The judgment is otherwise affirmed.

Gilbert, P.J.

We concur: Coffee, J.
Perren, J.

DIVISION EIGHT

Court convened at 9:00 a.m.

Present: Rubin, Acting P.J., Boland, J., Flier, J. and Emma Jean Amos, Deputy Clerk.

Each of the following:

B175639	People v. Vasquez
B178562	Banks v. L.A. Police Department
B180691	DCFS v. Rosemary C.
B182393	People v. Cruz

DIVISION EIGHT (Continued)

Each of the Following (continued):

B182637 DCFS v. Rodrick G.
B170819 People v. Gutierrez

Argument waived, cause submitted.

B177458 Grusd et al.,
 v.
 Admiral Insurance Company

Merits:
Argued by Gerald M. Serlin for appellants and by David Garthe for
respondent. Cause submitted.

Cooper, P.J. assumed the bench.

B177406 People
 v.
 Bhakta et al.,

Merits:
Argued by Frank Weiser for appellant and by Renee Rich, Deputy City
Attorney for respondent. Cause submitted.

B180777 People
 v.
 Wood

Merits:
Argued by Katharine Geenebaum for appellant and by Thomas C. Hsieh,
Deputy Attorney General for respondent. Cause submitted.

November 30, 2005 (Continued)

B180870 Los Angeles County, D.C.S.
 v.
 Darron N.,

Merits:

Argued by Darron N. appellant, in propria persona and by Judith A. Luby, Deputy County Counsel for appellant and by Nancy Flores for respondent. Cause submitted.

B178813 Cameron
 v.
 Mercantile Mortgage

Merits:

Argued by Matthew Podmenik for respondent. Angela Cameron, appellant in propria persona appears and waives argument. Cause submitted.

Court recessed.

Court reconvened at 11:10 a.m.

Present: Cooper, P.J., Flier, J., Klein, P.J. (Assigned) and Emma Jean Amos, Deputy Clerk.

B174253 Pflaster
 v.
 Regents of The University of California

Merits:

Argued by Martin R. Berman for appellant and by Peter M. Fonda for respondent. Cause submitted.

B170095 People
 v.
 Devore et al.,

Oral argument continued to December 19, 2005, at 9:00 a.m.

DIVISION EIGHT (Continued)

B171978 People
 v.
 Livingston et al.,

Oral argument continued to December 19, 2005, at 9:00 a.m.

B177646 Dickerhoof
 v.
 Associated Mortgage

Oral argument continued to January 31, 2006, at 9:00 a.m.

Court adjourned.

B179680 Stanley Pitluck
 v.
 Beverly Enterprises, Inc. et al.,

Filed order denying petition for rehearing.

B179525 People (Not for Publication)
 v.
 Morataya

The judgment is reversed.

Rubin, J.

We concur: Cooper, P.J.
 Boland, J.

DIVISION EIGHT (Continued)

B173840 People (Not for Publication)
v.
Bermudez

The judgment is affirmed.

Boland, J.

We concur: Rubin, Acting P.J.
Flier, J.

B178318 People (Not for Publication)
v.
Diaz

The conditions of probation are modified to read: "Do not use or possess narcotics, controlled substances, poisons, or related paraphernalia; stay away from places where any persons known by defendant to be drug users, buyers or sellers congregate." We remand for the trial court to enter a new probationary order containing this described modification. In all other respects, we affirm the order of the superior court.

Cooper, P.J.

We concur: Rubin, J.
Boland, J.

B177835 People (Not for Publication)
v.
Santos

The judgment is affirmed.

Boland, J.

We concur: Cooper, P.J.
Rubin, J.

November 30, 2005 (Continued)

DIVISION EIGHT (Continued)

B178023 Ishal, (Not for Publication)
v.
City Of Los Angeles et al.

The judgment is affirmed. Respondent is entitled to costs on appeal.

Cooper, P.J.

We concur: Rubin, J.
Flier, J.

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The judgment is affirmed.

Rubin, Acting P.J.

We concur: Boland, J.
Flier, J.